



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
ASSISTANT SECRETARY AND COMMISSIONER
OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

September 26, 2002

SMITH, GAMBRELL, & RUSSELL, LLP
1850 M St. NW., Ste. 800
Washington, DC 20036

Dear Sir/Madam,

This is to Deny your refund request in the amount of \$520.00, for patent/serial number 09350989.

The CPA is not running from the Advisory Action it contrnines to run from the Final
Rejection mailed 7-27-02.

Sincerely,

LASHAUN O' BRYANT
Technical Center 2800
Refund Section, Office of Finance



UNITED STATES DEPARTMENT OF COMMERCE
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ASSISTANT SECRETARY OF COMMERCE AND
COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

Dear Sir/Madam:

We regret to inform you that your request for refund dated 2/19/02 in the amount of \$ 520 covering a fee for application/patent # 09/350989 cannot be authorized. Please refer to the box checked below for more information.

- () Small entity status fee not refundable. The time has expired for refund of this fee. A refund based on establishment of small entity status may only be obtained if a verified statement under 37 CFR 1.27 and a request for refund of the excess amount are filed within two months of timely payment of the full fee (37 CFR 1.28).
- () Application or petition fee not refundable. Money paid by actual mistake or in excess, such as payment not required by law, will be refunded; a mere change of purpose after payment of money, as when a party desires to withdraw an application, an appeal or a request for oral hearing does not entitle the party to a refund (37 CFR 1.26). If any application is filed without the specification or drawing and the omission is not corrected with the period set, the application will be returned or otherwise disposed of. The fee, if submitted should include the \$130.00 handling fee (37 CFR 1.53)
- (X) Other: *The CPA is not running from the advisory action it continues to run from the Final Reg mail on 7/27/02*

Sincerely,